COMPANY—*contd.*

2. Companies under the Indian Companies Act, 1882.

(*a*) CONSTITUTION, MANAGEMENT, ETC.

Prohibition of companies, associations or partnerships exceeding certain number unless registered, etc.	Act6,1882,s.4.
Associations not for profit	„ s.26.
Identity of name of Companies prohibited	„ s.43.
Memorandum of association	„ ss.6to11, 40to42,Sch.I, TablesB,C.
„ „ power to alter	„ s.12,13, 19,21,24.
Power of company to alter objects or form of constitution, subject to confirmation of High Court; registration of confirming order, etc.	Act12,1895,ss.4to10.
Power of company to pay interest out of capital in certain cases	Act6,1882,s.73A(ins. Act4,1910).
„ „ to re-issue reduced debentures in certain cases	„ s.73B(ins.Act4, 1910).
Articles of association	„ ss.37to42,Sch. I,TablesA,B,C.
Membership, and liability of members	„ ss.6to8,44to46, 48to50,54,61,62, 73.
Liability of directors may be unlimited	„ ss.7,76.
Shares; sub-division of	„ ss.24,25.
„ calls upon	„ ss.27,28.
„ registration of transfer of	„ s.29.
„ share-warrants to bearer	„ ss.30to35.
„ consolidation of, and conversion into stock	„ ss.51,52.
General meetings, and special resolutions	„ ss.75to80.
Registered office, and publication of name	„ ss.63to66.
Notice of increase of capital or members	„ s.57.
Reduction of capital and shares	„ ss.13to23.
Publication of statements by banking, insurance, deposit, provident and benefit societies	„ s.69.
Register of members	„ ss.47,53,55,56, 58to60.
„ directors of certain Companies	„ ss.70,71.
„ charges on company's property	„ s.68.
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„ specification of, in prospectus	„ s.88.
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Examination of affairs by inspectors	„ ss.82to87.
Service and authentication of notices	„ ss.89to91.
Legal proceedings and evidence	„ ss.92to94.
Costs: security by Company for	„ s.93.
Forms; alteration of forms	„ s.95,Sch.II.
Arbitration in disputes with Company	„ ss.96to123.

2. Companies under the Indian Companies Act, 1882—*contd.*

(b) Winding-up

Meaning of "contributory"	Act 6, 1882, s. 124.
Liability of contributories	,, ss. 125 to 127.
Winding-up by Court	,, ss. 128 to 140.
,, ,, ,, transfer of proceedings by High Court to District Court	,, ss. 218, 219.
Voluntary winding-up	,, ss. 173 to 190.
Winding-up under supervision of Court	,, ss. 191 to 196.
Official Liquidator:	
Power to Court to appoint	,, s. 141.
Resignation and remuneration of	,, s. 142.
Style and duties of	,, s. 143.
Powers of	,, ss. 144, 145.
Employment of attorney, etc.	,, s. 146.
Ordinary powers and duties of Court	,, ss. 147 to 161.
Extraordinary powers of Court	,, ss. 162 to 165.
Enforcement of, and appeal from, orders of Court	,, ss. 166 to 169.
Evidence	,, ss. 170 to 172.
Avoidance of dispositions made after commencement of winding-up	,, s. 197.
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(c) Registration.

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(d) Miscellaneous.

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Power of Court to make orders as to costs	,, s. 253.
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3. Other Companies.

Application of Act 6, 1882, to Companies registered under the Joint Stock Companies Acts 19, 1857[1], and 7, 1860[1] . . Act6,1882,ss.221,222.
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May be registered under Act 6, 1882; restrictions . . . ,, ss.224,225.
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4. Miscellaneous.

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Procedure in suit by or against Company . . . . Act5,1908,Sch.1,O. 29.
Plaint in suit by Company . . . . . ,, ,, r. 1.
Service of summons on Company . . . . . ,, ,, r. 2.
Power of Court to require personal attendance of any officer of . ,, ,, r. 3.
Insolvency petition, none against . . . . . Act3,1907,s.6(6). Act3,1909,s.107.
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,, ,, under Excise law. *See* EXCISE 3(*c*).
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[1] Acts 19, 1857, and 7, 1860, were repealed by Act 10, 1866, s. 219.

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,, ,, ,, may enter into labour-contract . . . Act6,1901,s.9. Mad.Act1,1903,s.8.

"Consent," "free consent," "coercion," "undue influence," "fraud" and "misrepresentation" defined . . . Act9,1872,ss.13to18.

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„ „ when it can be enforced and when it is void . . . . . „ ss.32to36.

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5. Particular Contracts.

(*a*) SALE OF GOODS.

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5. Particular Contracts—*contd.*

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Of Governor General. *See* GOVERNMENT OF INDIA, 2 (*b*).

Of Governor or Lieutenant-Governor. *See* GOVERNMENT OF INDIA, 2 (*c*).

COUNCIL OF ELDERS. *See* FRONTIER, E, 2; F.

[1] The short title was given by Act 5, s. 1897, s. 4.

COUNTERFEIT defined. *See* WORDS AND PHRASES.

COURTS ACT (LOWER BURMA), 1900 (*See* LOWER BURMA COURTS ACT, 1900) . . . . . Act6,1900.

" " (CENTRAL PROVINCES), 1904 (*See* CENTRAL PROVINCES COURTS ACT, 1904) . . . Act2,1904.

" " (OUDH), 1891 (*See* OUDH COURTS ACT, 1891) . Act14,1891.

" " (PUNJAB), 1884 (*See* PUNJAB COURTS ACT, 1884) Act18,1884.

" " " 1888. . . . . Act13,1888.

" REGULATION (AJMERE), 1877 (*See* AJMERE COURTS REGULATION, 1877) . . . . . Reg.1,1877.

" " (COORG), 1901 (*See* COORG COURTS REGULATION, 1901) . . . Reg.1,1901.

COURTS (COLONIAL) JURISDICTION ACT, 1874 [*See* CRIMINAL LAW AND PROCEDURE (ENG.); FOREIGN JURISDICTION; SEA] . . . . . 37-8V.c.27.

COURTS (SINDH) [*See* ADMINISTRATION OF ESTATES (IND. LAW); LEGAL PRACTITIONER; SEAL; SINDH] . . . Bom.Act12,1866. Bom.Act3,1868.

COURTS.

Definitions of "Court." *See* WORDS AND PHRASES.

Power to constitute, in British Settlements . . . . . 50-1V.c.54.

Landholders, farmers, etc., prohibited from interfering in matters coming within jurisdiction of Courts; penalty . . (Ben.,E.B.&A.)Ben.Reg. 8,1793,s.66.

Certain territories exempted from jurisdiction of Courts. *See* DEREGULATIONISED TRACTS.

Ben. Reg. 11, 1822, s. 38, declared in force—

throughout Bengal and the North-Western Provinces, except as regards the Scheduled Districts . . . . . Act15,1874,ss.6,7.

in Oudh . . . . . Act18,1876,s.3.

in Angul and the Khondmals . . . . . Reg.1,1894,s.3.

Government not liable for errors or irregularities in decrees, orders or proceedings of Courts; Government officers not liable for anything done or suffered in conformity with such decrees, etc. . . . . (Ben.,E.B.,U.P.)Ben. Reg.11,1822,s.38.

Penalty for disorderly conduct, etc., in . . . . . (Bo.City)Bom.Act4, 1902,s.123.

See also CRIMINAL LAW (IND.), 9.

Indian Marine Court. *See* ROYAL INDIAN MARINE, 3.

Naval Court. *See* MERCHANT SHIPPING, 2 (*g*), 7 (*c*), 11 (*a*).

See also CHIEF COURT OF LOWER BURMA; CHIEF COURT OF THE PUNJAB; CIVIL COURTS; COLONIAL COURT OF ADMIRALTY AND VICE-ADMIRALTY COURT; COURT MARTIAL; CRIMINAL COURTS; FOREST, 7; HIGH COURT; MAMLATDAR'S COURT; REVENUE COURTS; SINDH.

COURT MARTIAL.

Power of Governor General in Council to direct trial of offences by, in time of war or rebellion. *See* STATE OFFENCES.

See ARMY, 4; INDIAN MILITARY AND NAVAL FORCES, III, 3; NAVY, 3 (*d*); VOLUNTEER.

COURT OF WARDS ACT, 1879 (*See* BOARD OF REVENUE; COURT OF WARDS, B; LAND-REVENUE, III, V; LUNATIC, 3; MINORITY; PERMANENT SETTLEMENT) . . . . Ben.Act9,1879.

COURT OF WARDS ACT (BENGAL) AMENDMENT ACT, 1892 [1] . Act4,1892.

[1] This short title was given by Act 5, 1897, s. 4.